

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA**

LEONARD C. ASH, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

POWERSECURE INTERNATIONAL, INC.,
SIDNEY HINTON, and CHRISTOPHER T.
HUTTER,

Defendants.

Civil Action No. 4:14-CV-00092-D

NOTICE OF APPEAL

Notice is hereby given that Lead Plaintiff Maguire Financial, LP, on behalf of itself and all others similarly situated, hereby appeals to the United States Court of Appeals for the Fourth Circuit from: (i) the Judgment in a Civil Case, entered September 14, 2016 (Dkt. No. 69); (ii) the Order, entered September 14, 2016 (Dkt. No. 68), which granted Defendants' motion to dismiss and dismissed Plaintiff's Amended Consolidated Class Action Complaint for Violations of the Federal Securities Laws; and (iii) the Order, entered September 15, 2015 (Dkt. No. 52), which granted Defendants' motion for judicial notice and incorporation by reference and Defendants' motion to dismiss Plaintiff's Consolidated Class Action Complaint for Violations of the Federal Securities Laws, without prejudice and with leave to amend.

Dated: October 7, 2016

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CERTIFICATE OF SERVICE

I hereby certify that on October 7, 2016 the Notice of Appeal was filed through the CM/ECF system and will be sent electronically to the following parties::

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